GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – M.A. & U.D. Department - Allegations of Corruption against the Accused Officer-2 Sri Simma Vishnu Murthy, Mazdoor and Incharge Work Inspector GVMC, Visakhapatnam, who expired on 10.04.2017 - Sanction of Prosecution - Accorded – Charge Sheet Filed – Further Action Abated – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 840 **Dated: 05-09-2018.**

Read the following:-

1. From the Deputy Superintendent of Police, Anti Corruption Bureau, Visakhapatnam Range, Radio Message, dated: 07.03.2011.
2. Proceedings of the Commissioner, GVMC., Visakhapatnam, in letter Rc.No.03929/2011/SE (Works), dated 14.03.2011.
3. From the Director General, Anti Corruption Bureau, Hyderabad, letter No.62/RCT-WVP/2011-S11, dated: 08.08.2011.
4. Govt., Memo.No.24550/Vig.I(2)/2010, dated 11.03.2014.
5. From the Commissioner, GVMC, Visakhapatnam, Proc.Rc. No.3929/ 2011/SE (W), dated 01.06.2015.
6. From the Hon'ble Court of Special Judge for SPE & ACB Cases, Visakhapatnam, Judgement dated 27.10.2017 in C.C.No.15/2015 as amended in Crl.MP.No.386/2018, dated 04.04.2018.

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O R D E R:

Whereas, it has been brought to the notice of the Government by the Deputy Superintendent of Police, Anti Corruption Bureau, Visakhapatnam Range that the Accused Officer-1 Sri Annepu Krishna Rao, Superintending Engineer (Works-II), GVMC., Visakhapatnam demanded and accepted the bribe amount of Rs.14,000/- from Sri Pyla Krishna Rao, Partner of Pyla Constructions, Visakhapatnam through the Accused Officer-2 Sri Simma Vishnu Murthy, Mazdoor and Incharge Work Inspector and Accused Officer-3 Sri Udeti Appala Raju, Mazdoor of GVMC., Visakhapatnam for doing official favour of approval and forwarding the bill pertaining to compound wall of open site at Ambedkar Colony, Kanithi, Viskahpatnam to Chief Engineer, Greater Visakhapatnam Municipal Corporation, Visakhapatnam. The above said Accused Officers were arrested on 07.03.2011, vide reference 1st read above.

2. In the reference 2nd read above, the Commissioner, GVMC, Visakhapatnam has issued orders, placing the Accused Officer-2 Sri Simma Vishnu Murthy, Mazdoor and Incharge Work Inspector, Greater Visakhapatnam Municipal Corporation, Visakhapatnam under deemed suspension from date of his detention with effect from 07.03.2011 under Rule 8 of APCS (CCA) Rules, 1991.

3. In the reference 3rd read above, the Director General, Anti Corruption Bureau, A.P., Hyderabad in his final report has stated among other things and recommended to prosecute the Accused Officer-2 Sri Simma Vishnu Murthy, Mazdoor and Incharge Work Inspector, GVMC in a court of law under sections 13 (2) read with 13(1)(d) and 12 of the Prevention of Corruption Act, 1988.

4. After examining the final report furnished by the Director General, Anti Corruption Bureau, A.P., Hyderabad, Govt., have decided to prosecute Sri Simma Vishnu Murthy (AO-2), Mazdoor and Incharge Work Inspector, GVMC in a court of law under sections 13 (2) read with 13 (1) (d) and 12 of the Prevention of Corruption Act, 1988. Accordingly, in the reference 4th read above, the Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam was requested to consider and accord sanction for prosecution against Sri Simma Vishnu Murthy (AO-2), Mazdoor and Incharge Work

(PTO)

Inspector, Greater Visakhapatnam Municipal Corporation, Visakhapatnam, as he is the competent authority.

5. In the reference 5th read above, the Commissioner, GVMC has issued orders, according sanction for prosecuting Sri Simma Vishnu Murthy (AO-2), Mazdoor and Incharge Work Inspector, Greater Visakhapatnam Municipal Corporation, Visakhapatnam in a court of law under sections 13 (2) read with 13 (1) (d) and 12 of the Prevention of Corruption Act, 1988.

6. In the reference 6th read above, the Hon'ble Court of Special Judge for SPE & ACB Cases, Visakhapatnam in its Judgement dated 27.10.2017 in C.C.No.15/2015 as amended in Crl.MP No.386/2018, dated 04.04.2018 held that--

> *"During the course of trial, the Accused Officer-2 Sri Simma Vishnu Murthy died on 10.04.2017.*
> *IO-ACB/VSP filed the copy of death certificate of Accused No.2 which show that the accused died on 10.04.2017. Hence case is abated against Accused Officer No.2 Sri Simma Vishnu Murthy".*

7. Government after careful examination of the matter, have decided to abate further action against the Accused Officer-2 Sri Simma Vishnu Murthy, Mazdoor and Incharge Work Inspector, Greater Visakhapatnam Municipal Corporation, Visakhapatnam, who expired on 10.04.2017, as the Hon'ble Trial Court abated the case against Accused Officer No.2 Sri Simma Vishnu Murthy. Accordingly, Government hereby order to abate further action against the Accused Officer-2 Sri Simma Vishnu Murthy, Mazdoor and Incharge Work Inspector, Greater Visakhapatnam Municipal Corporation, Visakhapatnam, who expired on 10.04.2017.

8. The Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam shall take further necessary action in the matter, accordingly.

9. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner, Greater Visakhapatnam Municipal Corporation,
Visakhapatnam.

Copy to:

The Engineer-in-Chief (PH), AP, Guntur.
The Director General, ACB, AP, Vijayawada.
The Secretary to A.P. Vigilance Commission, 5th Block, AP Secretariat.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER